

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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GLENN JOHNSON,

Plaintiff,

-against-

THE CITY OF NEW YORK, et al.,

Defendants.

ORDER
24-CV-3173 (RA) (JW)

JENNIFER E. WILLIS, UNITED STATES MAGISTRATE JUDGE:

At the July 9, 2025 initial case management conference, the Parties agreed to participate in a settlement conference on October 9, 2025, at 11:00 AM. The settlement conference will be held via Microsoft Teams and a link will be provided to all Parties in advance of the conference.

The Parties should be prepared for the settlement conference to last all day. Corporate Parties must send the person with decision-making authority to settle the matter to the conference.

The Parties **are required** to prepare pre-conference submissions in accordance with Judge Willis's [Standing Order for All Cases Referred for Settlement](#). These letters must be submitted **seven days prior to the date of the pre-conference call**. See § 3 of the Standing Order, ("no later than seven days before the pre-conference telephone call"), counsel for each Party must send the Court by email a letter, marked "Confidential Material for Use Only at Settlement Conference," which should not be sent to the other parties. The letter should be sent to WillisNYSDChambers@nysd.uscourts.gov. This *ex parte* letter must not exceed three pages.... The letter should include, at a minimum, the following: (a) the history of settlement negotiations, if any, including any prior offers or demands; (b) your evaluation of the settlement value of the case and the rationale for it; (c) any case law

authority in support of your settlement position; and (d) any other facts that would be helpful to the Court in preparation for the conference.”). *Pro se* Plaintiff is directed to mail his *ex parte* letter directly to the Court at the following mails address: The Honorable Jennifer E. Willis, Thurgood Marshall Courthouse 40 Foley Sq, New York, NY 10007.

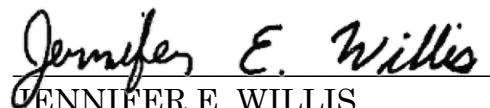
The Parties are also required to jointly fill out the attached form and submit it via email at least **three days prior to the pre-conference phone call.**

Finally, should either Party wish to discuss a possible declaration of bankruptcy, a limited ability to pay an award, or lack of access to cash to fund a settlement, the Parties are strongly encouraged to discuss such issues with opposing counsel prior to the settlement conference and to provide documents in their confidential *ex parte* letters that speak to their financial condition.

The Clerk of Court is respectfully requested to send copy of this order to: Glenn Johnson, 23B3958, Clinton Correctional Facility, P.O Box 2000, Dannemora, NY 12929.

SO ORDERED.

DATED: New York, New York
July 9, 2025


JENNIFER E. WILLIS
United States Magistrate Judge

SETTLEMENT CONFERENCE FORM

This form should be completed jointly by the Parties and emailed to WillisNYSDChambers@nysd.uscourts.gov no later than three days before the pre-conference telephone call. The answers to this form **will be kept confidential and fall within Rule 408 of the Federal Rules of Evidence.**

Please cite to the relevant docket entry where appropriate.

1. Has a deadline for fact discovery been set in this case?

Yes_____ No_____

If yes, the discovery deadline is/was_____

If so, is discovery closed?

Yes_____ No_____

If yes, the discovery deadline is/was_____

Does either Party intend to seek to reopen discovery?

Yes_____ No_____

2. Do the Parties expect any expert discovery?

Yes_____ No_____

Is there a deadline for expert discovery?

Yes_____ No_____

If yes, the expert discovery deadline is/was_____

3. Is either Party waiting to receive records (medical records, payroll records, expert reports, etc.) important to its case?

Yes_____ No_____

If yes, what are those records?_____

Is the Party still prepared to settle even without receipt of those documents?

4. Has a Motion to Dismiss or Motion on the Pleadings Been Filed?

Yes_____ No_____

If yes, did the District Judge rule on the Motion to Dismiss?

Yes_____ No_____

If yes, please list the surviving claims below:

5. Has a Motion for Summary Judgment Been Filed?

Yes_____ No_____

If yes, did the District Judge rule on the Motion?

Yes_____ No_____

If yes, what did the District Judge rule?

Granted_____ Denied_____ Granted in part _____

If no, do the Parties intend to file for summary judgment?

Yes_____ No _____

6. Are attorney's fees part of the damages calculation? If so, to date, what are the total attorney fees accumulated in the case?

Yes_____ No_____

If yes, \$_____

7. Is this a fee-shifting case, if so, please identify the relevant statute.

Yes_____ No_____

If yes, the relevant statute is:_____

8. What are the estimated attorney fees for each side for the next stages of the litigation?

Plaintiff \$_____ Prefer Not to answer_____

Defendant \$_____ Prefer Not to answer_____

9. Are there any financial constraints affecting the settlement discussions the Court should be aware of?

Yes_____ No_____

If yes, what are those financial constraints? _____

10. What was Plaintiff's last best offer? When was this offer made?

\$_____

Date of Offer: _____

11. What was Defendant's last best offer? When was this offer made?

\$_____

Date of Offer: _____

12. If this case were to go to trial, do the Parties anticipate it will be a bench trial or a jury trial?

Bench Trial_____

Jury Trial_____

13. Does either Party intend to raise an inability to pay defense?

Plaintiff/Cross Defendant

Yes_____ No_____

Defendant/Cross Plaintiff

Yes_____ No_____

If so, have the Parties shared any financial documents demonstrating an inability to pay?

Yes_____ No_____

14. Are there any other impediments to settlement that the Court should be aware of?

Yes_____ No_____

If yes, please describe._____